

AMENDED IN ASSEMBLY APRIL 26, 2007

AMENDED IN ASSEMBLY MARCH 29, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 683

Introduced by Assembly Member Sharon Runner

February 21, 2007

An act to amend Sections 48000 and 48010 of, and to add Sections 14022.7 and 42238.20 to, the Education Code, relating to pupil admission.

LEGISLATIVE COUNSEL'S DIGEST

AB 683, as amended, Sharon Runner. Pupil admission: kindergarten and first grade.

(1) Existing law requires that a child be admitted to kindergarten at the beginning of a school year, or at any time later in the same year, if the child will have his or her 5th birthday on or before December 2 of that school year. An elementary school is required to admit a child to the first grade during the first month of a school year if the child will have his or her 6th birthday on or before December 2 of that school year.

This bill would change the required birthday for kindergarten and first grade admission to ~~November 1 for the 2010–11 school year;~~ ~~October 1 for the 2011–12 school year;~~ and September 1 for the ~~2012–13~~ ~~2009–10~~ school year and each school year thereafter. These provisions would become operative in the first fiscal year, commencing with the ~~2008–09~~ ~~2009–10~~ fiscal year, in which the amount of moneys required to be applied by the state for the support of school districts and

community college districts is determined pursuant to Test 1 of Proposition 98.

(2) Existing law, in each fiscal year, requires the county superintendent of schools to determine a revenue limit for each school district in the county pursuant to a specified calculation of fiscal year average daily attendance.

This bill, in order to compensate school districts for the loss in average daily attendance resulting from changing the required age for kindergarten admission, would increase the number of units of average daily attendance computed for a school district for purposes of that revenue limit calculation for each of the ~~2010–11 to 2024–25~~ 2009–10 to 2021–22 fiscal years, inclusive, according to a specified calculation.

(3) ~~The~~ This bill also would make clarifying and conforming changes.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. This act shall be known and may be cited as the
2 School Readiness Act of 2007.

3 *SEC. 2. It is the intent of the Legislature that kindergarten*
4 *readiness programs be provided to children who do not meet the*
5 *minimum age requirement for kindergarten admission.*

6 ~~SEC. 2.~~

7 *SEC. 3.* Section 14022.7 is added to the Education Code, to
8 read:

9 14022.7. (a) Notwithstanding any other provision of law, in
10 calculating changes in enrollment between each of the ~~2008–09~~
11 ~~to 2024–25~~ 2009–10 to 2021–22 fiscal years, inclusive, and the
12 fiscal year immediately preceding each of those fiscal years
13 pursuant to this article for purposes of paragraph (2) or (3) of
14 subdivision (b) of Section 8 of Article XVI of the California
15 Constitution, the computation of average daily attendance for each
16 of the ~~2010–11 to 2024–25~~ 2009–10 to 2021–22 fiscal years,
17 inclusive, shall include the total statewide number of units of
18 average daily attendance computed for those fiscal years pursuant
19 to Section 42238.20.

20 (b) Notwithstanding any other provision of law, in calculating
21 changes in enrollment between the ~~2024–25~~ 2021–22 fiscal year
22 and the ~~2025–26~~ 2022–23 fiscal year pursuant to this article for

purposes of paragraph (2) or (3) of subdivision (b) of Section 8 of Article XVI of the California Constitution, the computation of average daily attendance for the ~~2013-14~~ *2010-11* fiscal year shall include the total statewide number of units of average daily attendance computed for that fiscal year pursuant to Section 42238.20.

~~SEC. 3.~~

SEC. 4. Section 42238.20 is added to the Education Code, to read:

42238.20. (a) In order to compensate school districts for the loss in average daily attendance resulting from changing the required age of admission for kindergarten pursuant to Section 48000, the number of units of average daily attendance computed for a school district pursuant to Section 42238.5 for the purpose of computing the revenue limit of the school district pursuant to Section 42238 shall be increased for each of the ~~2010-11 to 2024-25~~ *2009-10 to 2021-22* fiscal years, inclusive, as follows:

(1) For each of the ~~2010-11 to 2024-25~~ *2009-10 to 2021-22* fiscal years, inclusive, determine the total number of units of average daily attendance generated for the current fiscal year by pupils enrolled in the classes of pupils who entered kindergarten in the ~~2010-11, 2011-12, and 2012-13 school years~~ *2009-10 school year*.

(2) Multiply the number determined in paragraph (1) by 1.0909.

(b) The number of units of average daily attendance computed pursuant to Section 42238.5 shall be increased pursuant to subdivision (a) for those classes of pupils who entered kindergarten in each of the ~~2010-11, 2011-12, and 2012-13 school years~~ *the 2009-10 school year*, as those classes move from kindergarten to grade 12, as follows:

(1) School districts offering kindergarten and grades 1 to 12, inclusive, shall increase the number of units of average daily attendance for each of the ~~2010-11 to 2024-25~~ *2009-10 to 2021-22* fiscal years, inclusive, generated by the classes of pupils who entered kindergarten in the ~~2010-11, 2011-12, and 2012-13 school years~~ *2009-10 school year*.

(2) Elementary school districts offering kindergarten and grades 1 to 8, inclusive, shall increase the number of units of average daily attendance for each of the ~~2010-11 to 2020-21~~ *2009-10 to 2017-18* fiscal years, inclusive, generated by the classes of pupils

1 who entered kindergarten in the ~~2010–11, 2011–12, and 2012–13~~
2 ~~school years 2009–10 school year.~~

3 (3) High school districts offering grades 9 to 12, inclusive, shall
4 increase the number of units of average daily attendance for each
5 of the ~~2019–20 to 2024–25~~ *2018–19 to 2021–22* fiscal years,
6 inclusive, generated by the classes of pupils who entered
7 kindergarten in the ~~2010–11, 2011–12, and 2012–13 school years~~
8 *2009–10 school year.*

9 (4) Elementary school districts offering kindergarten and grades
10 1 to 6, inclusive, shall increase the number of units of average
11 daily attendance for each of the ~~2010–11 to 2018–19~~ *2009–10 to*
12 *2015–16* fiscal years, inclusive, generated by the classes of pupils
13 who entered kindergarten in the ~~2010–11, 2011–12, and 2012–13~~
14 ~~school years 2009–10 school year.~~

15 (5) High school districts offering grades 7 to 12, inclusive, shall
16 increase the number of units of average daily attendance for each
17 of the ~~2017–18 to 2024–25~~ *2016–17 to 2021–22* fiscal years,
18 inclusive, generated by the classes of pupils who entered
19 kindergarten in the ~~2010–11, 2011–12, and 2012–13 school years~~
20 *2009–10 school year.*

21 ~~SEC. 4.~~

22 *SEC. 5.* Section 48000 of the Education Code is amended to
23 read:

24 48000. (a) ~~A-(1) Through the 2008–09 school year, a child~~
25 *shall be admitted to a kindergarten at the beginning of a school*
26 *year, or at a later time in the same year if the child will have his*
27 *or her fifth birthday on or before one of the following dates:*
28 *December 2 of that school year.*

29 ~~(1) December 2 of the 2008–09 or 2009–10 school year.~~

30 ~~(2) November 1 of the 2010–11 school year.~~

31 ~~(3) October 1 of the 2011–12 school year.~~

32 ~~(4) September 1 of the 2012–13 school year and each school~~
33 ~~year thereafter.~~

34 *(2) For the 2009–10 school year, and each school year*
35 *thereafter, a child shall be admitted to a kindergarten at the*
36 *beginning of the school year, or at a later time in the same year,*
37 *if the child will have his or her fifth birthday on or before*
38 *September 1 of that school year.*

39 (b) A child who will have his or her fifth birthday on or before
40 one of the dates described in paragraphs (1) ~~to (4), inclusive, and~~

(2) of subdivision (a) may be admitted to the prekindergarten summer program maintained by the school district for pupils who will be enrolling in kindergarten in September.

(c) The governing board of a school district maintaining one or more kindergartens may, on a case-by-case basis, admit to a kindergarten a child having attained the age of five years at any time during the school year with the approval of the parent or guardian, subject to the following conditions:

(1) The governing board determines that the admittance is in the best interests of the child.

(2) The parent or guardian is given information regarding the advantages and disadvantages and any other explanatory information about the effect of this early admittance.

~~SEC. 5.~~

~~SEC. 6.~~ Section 48010 of the Education Code is amended to read:

48010. (a) ~~A-(1) Through the 2008-09 school year, a child shall be admitted to the first grade of an elementary school during the first month of a school year if the child will have his or her sixth birthday on or before one of the following dates: December 2 of that school year.~~

~~(1) December 2 of the 2008-09 or 2009-10 school year.~~

~~(2) November 1 of the 2010-11 school year.~~

~~(3) October 1 of the 2011-12 school year.~~

~~(4) September 1 of the 2012-13 school year and each school year thereafter.~~

~~(2) For the 2009-10 school year, and each school year thereafter, a child shall be admitted to the first grade of an elementary school during the first month of a school year if the child will have his or her sixth birthday on or before September 1 of that school year.~~

(b) For good cause, the governing board of a school district may permit a child of proper age to be admitted to a class after the first school month of the school term.

~~SEC. 6.~~

~~SEC. 7.~~ The changes made to Sections 48000 and 48010 of the Education Code by Sections ~~4 and 5~~ 5 and 6 of this act shall become operative in the first fiscal year, commencing with the ~~2008-09~~ 2009-10 fiscal year, in which the amount of the moneys required to be applied by the state for the support of school districts

1 and community college districts is determined pursuant to
2 paragraph (1) of subdivision (b) of Section 8 of Article XVI of the
3 California Constitution.

4 ~~SEC. 7.~~

5 *SEC. 8.* The Legislature finds and declares that Section-2 3 of
6 this act is consistent with subdivision (f) of Section 8 of Article
7 XVI of the California Constitution and is required by subdivision
8 (d) of Section 41204 of the Education Code, in order to neutralize
9 the impact of the change in the required age for kindergarten
10 admission pursuant to Section-4 5 of this act on average daily
11 attendance used to calculate changes in enrollment pursuant to
12 paragraphs (2) and (3) of subdivision (b) of Section 8 of Article
13 XVI of the California Constitution.